

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ED 181235369 US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 29, 2004

Signature: Linda Blake

(Linda Blake)

MS PCT/PTO 29 NOV 2004

Docket No.: BRMZ-P02-004  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Nicole Lesley Prokopishyn

Confirmation No.: 7139

Application No.: 10/501856

Art Unit: Not Yet Assigned

Filed: July 16, 2004

Examiner: Not Yet Assigned

For: SHORT FRAGMENT HOMOLOGOUS  
REPLACEMENT TO EFFECT TARGETED  
GENETIC ALTERATIONS IN PLANTS

November 29, 2004

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371**

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 USC 371 mailed September 27, 2004, Applicant respectfully submits a Combined Declaration and Power of Attorney and Part 2 Copy of Notice. The Notification provided a period of two months for filing a response. Therefore, a response was due November 27, 2004. However, since November 27, 2004 was a Saturday, this response is timely filed on the next succeeding business day that is not a holiday, Saturday or Sunday, pursuant to 37 C.F.R. 1.7 *i.e.* November 29, 2004.

Please charge our Deposit Account No. 18-1945 in the amount of \$65.00 covering the fee set forth in 37 CFR 1.16(e). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper

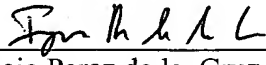
Application No.: 10/501856

Docket No.: BRMZ-P02-004

hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. BRMZ-P02-004. A duplicate copy of this paper is enclosed.

Dated: November 29, 2004

Respectfully submitted,

By   
Ignacio Perez de la Cruz  
Registration No.: 55,535  
ROPES & GRAY LLP  
45 Rockefeller Plaza  
New York, New York 10111-0087  
(212) 497-3613  
(212) 497-3650 (Fax)  
Attorneys/Agents For Applicant

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2005				Complete if Known	
Effective 10/01/2004. Patent fees are subject to annual revision.				Application Number 10/501856	
				Filing Date July 16, 2004	
				First Named Inventor Nicole Lesley Prokopishyn	
				Examiner Name Not Yet Assigned	
				Art Unit Not Yet Assigned	
				Attorney Docket No. BRMZ-P02-004	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
TOTAL AMOUNT OF PAYMENT		(\$)		65.00	

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																																					
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SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Ignacio Perez de la Cruz	Registration No. (Attorney/Agent)	55,535
Signature	<i>Ignacio Perez de la Cruz</i>	Telephone	(212) 497-3613
		Date	November 29, 2004

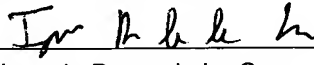
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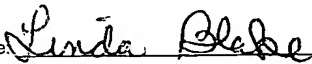
Dated: November 29, 2004      Signature: *Linda Blake* (Linda Blake)

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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/501856
		Filing Date	July 16, 2004
		First Named Inventor	Nicole Lesley Prokopishyn
		Art Unit	Not Yet Assigned
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	11	Attorney Docket Number	BRMZ-P02-004

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Combined Declaration and Power of Attorney Part 2 Copy of Notice Return Receipt Postcard
<div style="border: 1px solid black; padding: 5px; min-height: 100px;">         Remarks       </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	ROPES & GRAY LLP		
Signature			
Printed name	Ignacio Perez de la Cruz		
Date	November 29, 2004	Reg. No.	55,535

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